

REMARKS

Reconsideration of the application, as amended, is respectfully requested.

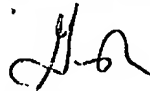
Claim 1 has been amended to borrow from claim 3 the recitation concerning the relative amount of genistein as against the total amount of genistein and genistin. Claim 1 has also been amended to provide antecedent basis for the genistein and genistin.

As amended, claim 1 better reflects the advantage noted by the Examiner and disclosed in Table 3 of page 28. As can be seen in Table 3, the percentage in unfermented soy of genistein with respect to the combined genistein/genistin levels is roughly 5%. The claimed level is substantially higher and reflects the effect noted favorably by the Examiner. Claim 3 likewise includes this favorable genistein level. Therefore, it is respectfully submitted that the claimed subject matter is unobvious over Hoie's use of unfermented soy.

Claim 5 has been amended to add antecedent basis for the fermented soy.

In view of the foregoing, it is respectfully requested that the application, as amended, be allowed.

Respectfully submitted,



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